



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Marc D. Machtinger
Law Office of Marc D. Machtinger, Ltd.
750 W. Lake Cook Road, Suite 350
Buffalo Grove, IL 60089

COPY MAILED

JUN 01 2007

OFFICE OF PETITIONS

In re Application of:	:	
Grant H. McGibney	:	DECISION ON PETITION UNDER
Application No.: 09/886,885	:	37 CFR 1.137(b)
Filed: June 21, 2001	:	
Atty's Docket No.: 266 P004	:	

This is a decision on the petition for revival of the above-entitled application under 37 CFR 1.137(b), filed November 22, 2006.

The petition is **DISMISSED**.

Any request for reconsideration of this decision must be submitted within **TWO (2) MONTHS** from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition Under 37 CFR 1.137(b)."

The above-identified application became abandoned for failure to submit corrected drawings in a timely manner in reply to the Notice Of Allowance mailed October 21, 2005, which set a statutory period for reply of three (3) months. Accordingly, the above-identified application became abandoned at midnight on January 21, 2006.

On November 22, 2006, applicant filed the petition for revival under 37 CFR 1.137(b) considered herein.

A petition under 37 CFR 1.137(b) requesting that the application be revived on the grounds of unintentional abandonment must be accompanied by (1) the required reply, (2) the petition fee required by law, (3) a statement that the, "entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional" and (4) any terminal disclaimer and fee pursuant to 37 CFR 1.137(c) (where required).

The instant petition does not satisfy requirements (1). Specifically, while applicant has filed an amendment with corrected drawings, the drawings have been objected to by the Draftsperson under 37 CFR 1.84 or 1.152. A copy of the "Notice of Draftsperson's Patent Drawing Review" (Form PTO-948) is enclosed.

Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop PETITIONS
 Commissioner for Patents
 Post Office Box 1450
 Alexandria, VA 22313-1450

By hand: Customer Service Window
 Mail Stop Petitions
 Randolph Building
 401 Dulany Street
 Alexandria, VA 22314

By fax: (703) 872-9306
 ATTN: Office of Petitions

This application remains **ABANDONED**.

Telephone inquiries concerning this decision should be directed to the undersigned.

A handwritten signature in black ink, appearing to read 'Derek A. Putonen'.

Derek A. Putonen
Attorney Advisor
(571) 272-3294

Encl: Form PTO-948